

1 PHILLIP A. TALBERT
2 United States Attorney
3 DAVID W. SPENCER
4 Assistant United States Attorney
5 501 I Street, Suite 10-100
Sacramento, CA 95814
Telephone: (916) 554-2700
Facsimile: (916) 554-2900

6 Attorneys for Plaintiff
United States of America

7

8 IN THE UNITED STATES DISTRICT COURT
9
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 JOSE GUADALUPE LOPEZ-ZAMORA,
LEONARDO FLORES BELTRAN,
CHRISTIAN ANTHONY ROMERO,
JOAQUIN ALBERTO SOTELO VALDEZ,
ERIKA GABRIELA ZAMORA ROJO,
JOSE LUIS AGUILAR SAUCEDO, and
ROSARIO ZAMORA ROJO,
18 Defendants.

CASE NO. 2:21-CR-0007-TLN
STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER
DATE: July 14, 2022
TIME: 9:30 a.m.
COURT: Hon. Troy L. Nunley

19
20 STIPULATION

21 Plaintiff United States of America, by and through its counsel of record, and the above-captioned
22 defendants, by and through their respective counsel of record, hereby stipulate as follows:

23 1. By previous order, this matter was set for status on July 12, 2022, and time was excluded
24 through that date under Local Codes T2 and T4. ECF No. 310. Following reassignment of the case to
25 District Judge Troy L. Nunley, the status conference was reset to July 14, 2022. ECF No. 333.

26 2. By this stipulation, defendants now move to continue the status conference until
27 September 22, 2022, and to exclude time between July 12, 2022, and September 22, 2022, under Local
28 Codes T2 and T4.

1 3. The parties agree and stipulate, and request that the Court find the following:

2 a) The grand jury returned an indictment in this case on January 28, 2021. Fourteen
3 defendants are named in the publicly filed indictment. The names of two additional defendants
4 who have not yet been arrested are redacted from the publicly filed indictment.

5 b) On May 11, 2021, the Court signed an order substituting attorney Kresta Daly as
6 counsel of record for defendant Christian Romero. ECF No. 162.

7 c) On January 4, 2022, defendant Rosario Zamora Rojo made his initial appearance
8 on a criminal complaint. *See* 2:21-MJ-00153-DB, ECF No. 5.

9 d) On March 3, 2022, the grand jury returned a superseding indictment adding
10 Rosario Zamora Rojo as a defendant and adding a money-laundering conspiracy charge against
11 defendants Jose Lopez-Zamora and Erika Zamora Rojo. ECF No. 276.

12 e) The government has represented that the discovery associated with this case to
13 date includes approximately 7,720 pages of materials, including investigative reports,
14 photographs, search warrant materials, and other documents, as well as voluminous audio and
15 video recordings and approximately 978 recorded phone calls intercepted pursuant to the Title III
16 wiretap in this case. All of this discovery has been either produced directly to counsel and/or
17 made available for inspection and copying.

18 f) Counsel for defendants need additional time to review the voluminous discovery
19 in this case, to conduct independent factual investigation, to research trial and sentencing issues,
20 to consult with their clients, and to otherwise prepare for trial.

21 g) Counsel for defendants believe that failure to grant the above-requested
22 continuance would deny them the reasonable time necessary for effective preparation, taking into
23 account the exercise of due diligence.

24 h) The government does not object to the continuance.

25 i) In addition, this case is “complex” within the meaning of 18 U.S.C.
26 § 3161(h)(7)(A), B(ii) [Local Code T2], as this Court previously found in its February 10, 2021
27 Order (ECF No. 103) and subsequent orders.

1 j) Based on the above-stated findings, the ends of justice served by continuing the
2 case as requested outweigh the interest of the public and the defendant in a trial within the
3 original date prescribed by the Speedy Trial Act.

4 k) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
5 et seq., within which trial must commence, the time period of July 12, 2022 to September 22,
6 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
7 T4] and 18 U.S.C. § 3161(h)(7)(A), B(ii) [Local Code T2] because it results from a continuance
8 granted by the Court at defendant's request on the basis of the Court's finding that the ends of
9 justice served by taking such action outweigh the best interest of the public and the defendant in
10 a speedy trial.

11 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
12 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
13 must commence.

14 IT IS SO STIPULATED.

15 Dated: July 5, 2022

PHILLIP A. TALBERT
United States Attorney

16 _____
17 /s/ DAVID W. SPENCER _____
18 DAVID W. SPENCER
19 Assistant United States Attorney

20 Dated: July 5, 2022

21 _____
22 /s/ Todd D. Leras _____
23 Todd D. Leras
24 Counsel for Defendant
25 JOSE GUADALUPE LOPEZ-
26 ZAMORA

27 Dated: July 5, 2022

28 _____
29 /s/ Christopher R. Cosca _____
30 Christopher R. Cosca
31 Counsel for Defendant
32 LEONARDO FLORES BELTRAN

33 Dated: July 5, 2022

34 _____
35 /s/ Kresta N. Daly _____
36 Kresta N. Daly
37 Counsel for Defendant
38 CHRISTIAN ANTHONY ROMERO

1 Dated: July 5, 2022

/s/ Michael D. Long

2 Michael D. Long
Counsel for Defendant
3 JOAQUIN ALBERTO SOTELO
VALDEZ

4 Dated: July 5, 2022

/s/ Martin Tejeda

5 Martin Tejeda
Counsel for Defendant
6 ERIKA GABRIELA ZAMORA ROJO

7 Dated: July 5, 2022

/s/ Dina L. Santos

8 Dina L. Santos
Counsel for Defendant
9 JOSE LUIS AGUILAR SAUCEDO

10 Dated: July 5, 2022

/s/ Shari Rusk

11 Shari Rusk
Counsel for Defendant
12 ROSARIO ZAMORA ROJO

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14 **FINDINGS AND ORDER**

15 IT IS SO FOUND AND ORDERED this 6th day of July, 2022.

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Troy L. Nunley
United States District Judge